IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO.651 OF 2005

M/s.Majestik Merchant Import
and Export and others Petitioners

versus

The United Western Bank Ltd.
and another Respondents

Mr.Kerkar with Jitendra Patil for petitioners.

Ms.Shakuntala Joshi for respondent no.1.

CORAM : H.L.GOKHALE AND
S.C.DHARMADHIKARI, JJ.

DATE : 18th March 2005

PC :

1. Heard Mr.Kerkar in support of this petition. Ms.Joshi appears for respondent no.1. Certain amounts are due to the first respondent bank and the bank has issued a notice attaching two flats of the petitioners. The action is under section 13 of the Securitisation Act and therefore appeal is available under section 17 thereof. Mr.Kerkar states that the petitioners will file that appeal. However, in the mean while petitioners should not be dispossessed from the concerned residential flats. Petitioners are ready to sign

necessary documents handing over formal possession of the premises concerned. In view of this statement of Mr.Kerkar petition is allowed to be withdrawn with liberty to file appropriate appeal. Petition disposed of.

(H.L.GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)